

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

TIMOTHY DAVID SEMONES,
Petitioner,
v.
PAUL THOMPSON, et al.,
Respondent.

No. 2:21-cv-01943 KJM DB P

ORDER TO SHOW CAUSE

Petitioner is a state prisoner proceeding pro se with a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On July 25, 2022, respondent filed a motion to dismiss the petition as lacking merit and failure to exhaust administrative remedies. (ECF No. 7.) Petitioner has not filed an opposition, a statement of non-opposition to the motion to dismiss, or sought additional time to file a response to the motion. Local Rule 230(l) provides in part: “Failure of the responding party to file an opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion....”

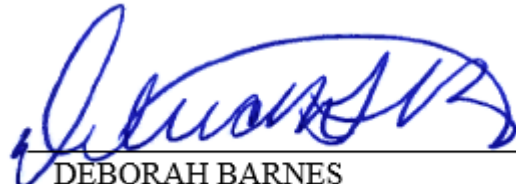
Accordingly, the court will direct petitioner to show cause in writing why the motion to dismiss should not be granted. Petitioner is advised that failure to file a response to the motion to dismiss may result in a recommendation that the motion be granted.

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1 IT IS HEREBY ORDERED that within twenty (20) days of the date of service of this
2 order petitioner shall either file and serve an opposition to the motion to dismiss or show cause in
3 writing why this action should not be dismissed for failure to prosecute and failure to comply
4 with court orders.

5 Dated: November 29, 2022

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9 DEBORAH BARNES
10 UNITED STATES MAGISTRATE JUDGE
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